7 445

ORDINANCE NO. 10

SERIES 1977

AN ORDINANCE VACATING THAT PORTION OF ELM STREET SITUATED IN SOUTH ELGIN ADDITION TO THE CITY OF ELGIN, OREGON ALSO DESCRIBED AS: BEGINNING AT THE SOUTH-EAST CORNER OF LOT 22, BLOCK 2, SOUTH ELGIN ADDITION TO THE CITY OF ELGIN, OREGON, THENCE WEST 125 FEET TO THE SOUTHWEST CORNER OF LOT 18, BLOCK 2, THENCE SOUTH 30 FEET TO THE CENTER LINE OF ELM STREET, THENCE EAST 125 FEET, THENCE NORTH 30 FEET TO THE POINT OF BEGINNING.

WHEREAS, the City Council of the City of Elgin, Oregon by motion of the City Council, initiated vacation proceedings for that portion of Elm Street situated in the South Elgin Addition to the City of Elgin, Oregon, also described as: Beginning at the southeast corner of Lot 22, Block 2, South Elgin Addition to the City of Elgin, Oregon, thence west 125 feet to the southwest corner of Lot 18, Block 2, thence south 30 feet to the center line of Elm Street, thence east 125 feet, thence north 30 feet to the point of beginning.

WHEREAS, due to notice of hearing in connection with said vacation proceedings was given by posting and publishing such notice as required by statue and as shown by the affidavit of publication and the affidavit of posting hereto filed with the City Recorder, and the hour of 7:30 P. M. on the 22nd day of September, 1977, in the City Hall at Elgin, Oregon was set for the time and place for said hearing, and all objections, remonstrances or claims for damages as a result of said proposed vacation were to be presented and filed with the City Recorder in writing thereto and,

WHEREAS, no valid objections have been entered or filed against said vacation and,

WHEREAS, such vacation will not substantially affect the market value of property in the vicinity thereof, and

WHEREAS, in the opinion of the City Council of the City of Elgin, Oregon no one will be adversely affected by vacation of the street above described.

NOW THEREFORE:

THE CITY OF ELGIN, OREGON DOES ORDAIN AS FOLLOWS:

Section 1. That notice of the time and place of hearing of the proposed vacation of the following street has been in accordance with the statue and motion of the Council.

Section 2. That the owners of the areas affection thereby have not made valid objections to said vacation as hereinabove described.

Section 3. That the proposed street vacation will not substantially affect the market value of the property abutting such streets to be vacated.

Section 4. That the owners of the abutting property have consented to such street vacation.

Section 5. That the following street shall be, and hereby is vacated:

That portion of Elm Street situated in South Elgin Addition to the City of Elgin, Oregon, also described as: Beginning at the southeast corner of Lot 22, Block 2, South Elgin Addition to the City of Elgin, Oregon, thence west 125 feet to the Southwest corner of Lot 18, Block 2, thence south 30 feet to the center line of Elm Street, thence east 125 feet, thence north 30 feet to the point of beginning to the recorded plat thereof.

Section 6. Inasmuch as the preservation of the public health, safety and welfare of the citizens of the City of Elgin, Oregon, demand immediate adoption of this ordinance, an emergency is hereby declared to exist and this ordinance shall take affect immediately upon its passage and approval.

PASSED AND ADOPTED this 11 day of October, 1977 by 5 Council members voting therefore.

APPROVED this 11 day of October, 1977.

Robert Flintoff
Mayor

Ron Scoubes
City Recorder

The undersigned Ron Scoubes certifies he is the duly appointed and active City Recorder of the City of Elgin, Oregon, and that the foregoing documents consisting of two (2) pages is a true and correct copy of the Ordinance on file in the office of the City of Elgin Oregon and that the same is in full force and effect.

Ron Scoubes
Ron Scoubes, City Recorder

NOTICE OF STREET VACATION

NOTICE IS HEREBY GIVEN that the City Council of the City of Elgin, Oregon, will on the 22nd day of September, 1977, at the hour of 7:30 p.m. in the City Hall of Elgin, Oregon, hold a hearing in connection with its resolution and vacation proceedings initiated by the City of Elgin, Oregon, thereby on the 12th day of July 1977, whereby it is proposed to vacate a portion of the following street:

That portion of Elm Street situated in South Elgin Addition to the City of Elgin, Oregon also described as:
Beginning at the southeast corner of Lot 22, Block 2, South Elgin Addition to the City of Elgin, Oregon, thencewest 125 feet to the southwest corner of Lot 18, Block 2, thence south 30 feet to the center line of Elm Street, thence east 125 feet, thence north 30 feet to the point of beginning.

The City Council will, at that time, hear and consider all objections, remonstrances or claims for damages as a result of such proposed vacation which may be presented and filed with the City Recorder in writing prior to the time of hearing.

DATED this 1st day of September, 1977.

Ron Scoubes
City Recorder of the City
of Elgin, Oregon.

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STATE OF OREGON
County of Union } ss

I certify that the within instrument of writing was received for record on the 21 day of Oct 1977 at 3:40 o'clock P M., and recorded on page — in book Deeds of said County.

SHIRLEY L. BOLIN County Clerk,

By M. Miller Deputy.

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> That portion of Elm Street situated in South Elgin Addition to the the City of Elgin, Oregon also described as:
> Beginning at the southeast corner of Lot 22, Block 2, South Elgin Addition to the City of Elgin, Oregon, thencewest 125 feet to the southwest corner of Lot 18, Block 2, thence south 30 feet to the center line of Elm Street, thence east 125 feet, thence north 30 feet to the point of beginning.

The City Council will, at that time, hear and consider all objections, remonstrances or claims for damages as a result of such proposed vacation which may be presented and filed with the City Recorder in writing prior to the time of hearing.

DATED this 1st day of September, 1977.

Ron Scoubes

Ron Scoubes
City Recorder of the City
of Elgin, Oregon.

We the undersigned

owners Mike and Mary Wise

would like a portion of

Elm Street vacated. The

portion in behind lots 18,

19, 20, 21, & 22.